

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of:

DEANGELIS

Serial No.: 08/797,188

Filing Date: February 11, 1997

Confirmation No. 9926

Group Art Unit: 3712

Examiner: D. Muir

Title: **SYSTEM AND METHOD FOR CONTROLLING THE OPERATION OF TOYS**

TRANSMITTAL LETTER

MS Petitions

The Honorable Commissioner of Patents and Trademarks
Alexandria, VA 22313

Sir:

Enclosed herewith for filing in the above-identified matter are the following documents:

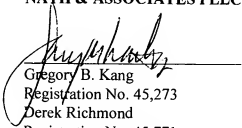
1. Transmittal Letter;
2. Petition to Revive Under 37 C.F.R. §1.137(b);
3. List of Correspondence between Applicant and Office in Response to U.S. PTO Request Under 37 C.F.R. §1.251;
4. Copy of File in Response to U.S. PTO Request Under 37 C.F.R. §1.251;
5. Statement that correspondence between Applicant and Office is complete under 37 C.F.R. §1.251;
6. Formal Drawings; and
7. Check No. 2724 in the amount of \$750.00 for Petition fees.

If an Extension of Time under 37 CFR § 1.136 is required and has not been separately requested herein, please consider this Transmittal Letter as including a request for such Extension of Time and as a further authorization to charge any fee for such Extension of Time, as may be required by 37 CFR § 1.17, to Deposit Account No. 14-0112. Also, please charge any fee deficiency, or credit any overpayment, in connection with this matter to Deposit Account No. 14-0112.

Respectfully submitted,
NATH & ASSOCIATES PLLC

Date: August 29, 2006
NATH & ASSOCIATES PLLC
112 South West Street
Alexandria, VA 22314
(703)548-6248

By: _____


Gregory B. Kang
Registration No. 45,273
Derek Richmond
Registration No. 45,771
Customer No. 20259



#27/attached
Reconstructed
papers

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Title: **SYSTEM AND METHOD FOR CONTROLLING THE OPERATION OF TOYS**

The Honorable Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENT THAT CORRESPONDENCE BETWEEN APPLICANT AND OFFICE IS
COMPLETE UNDER 37 C.F.R. 1.251**

The attached copy of Applicant's file is a complete and accurate copy of the applicant's record of all of the correspondence between the Office and the Applicant for the present application (except for U.S. patent documents). Applicant is not aware of correspondence between the Office and the applicant for the present application that is not among Applicant's records. Applicant further submits that the entire delay in filing a copy of the reconstructed file was unintentional and that no terminal disclaimer is required in this case.

Respectfully submitted,

NATH & ASSOCIATES PLLC

Date: August 29, 2006
NATH & ASSOCIATES PLLC
112 South West Street
Alexandria, VA 22314
(703) 548-6284

By: _____

Gregory B. Kang
Registration No. 26,095
Derek Richmond
Registration No. 45,771
Customer No. 20259

90567U-1 - Documents From Patent Office



- 1) June 8, 2006
 - a) Notice of Abandonment
- 2) May 23, 2000
 - a) Notice of Allowability
 - b) Notice of Allowance and Issue Fee Due
 - c) Examiner's Amendment
- 3) December 29, 1999
 - a) Office Action Summary
 - b) Detailed Action
 - c) Notice of References Cited
- 4) August 10, 1999
 - a) Advisory Action
- 5) April 29, 1999
 - a) Office Action Coversheet
 - b) Office Action Summary
 - c) Detailed Action
- 6) July 8, 1998
 - a) Office Action Coversheet
 - b) Office Action Summary
 - c) Detailed Action
 - d) Notice of Draftsperson's Patent Drawing Review - PTO Form 948
- 7) June 4, 1997
 - a) United States Patent and Trademark Office Notice of Recordation of Assignment Document
 - b) PTO Form 1595 - Assignment Recordation Sheet
 - c) Assignment
- 8) May 5, 1997
 - a) Official Filing Receipt

90567U-2 - Documents Filed in Patent Office

- 1) August 7, 2000
 - a) Stamped Filing Receipt
 - b) Check No. 067745
 - c) Transmittal Form
 - d) Part B - Issue Fee Transmittal
 - e) Transmittal of Formal Drawings
 - f) Fee Transmittal
 - g) Figures 1, 2, 3, 4, 5, 6A, 6B, 7, 8, 9-1, 9-2, 10, 11
 - h) Change of Correspondence Address
- 2) March 7, 2000
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Amendment
- 3) August 19, 1999
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Third Supplemental Amendment Under Rule 116
- 4) August 13, 1999
 - a) Continued Prosecution Application
 - i) Filing Receipt
 - ii) Express Mail Label
 - iii) CPA Transmittal
 - iv) Claims Worksheet
 - v) Fee Transmittal
 - vi) Preliminary Amendment
 - vii) Check # 062763
- 5) July 29, 1999
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Patent Application Fee Determination Record
 - d) Second Supplemental Amendment Under Rule 116
- 6) July 19, 1998
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Patent Application Fee Determination Record
 - d) Supplemental Amendment Under Rule 116
- 7) July 12, 1999
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Fee Transmittal
 - d) Patent Application Fee Determination Record
 - e) Amendment Under Rule 116
 - f) Check # 062233
 - g) Amendment Under Rule 116

90567U-1 - Documents Filed in Patent Office

- 1) January 19, 1999
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Supplemental Amendment
- 2) December 9, 1998
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Fee Transmittal
 - d) Terminal Disclaimer
 - e) Check # 059157
- 3) December 9, 1998
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Fee Transmittal
 - d) Terminal Disclaimer
 - e) Check # 059156
- 4) December 9, 1998
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Fee Transmittal
 - d) Patent Application Fee Determination Record
 - e) Amendment
 - f) Check # 059155
- 5) May 11, 1998
 - a) Stamped Filing Receipt
 - b) Information Disclosure Statement
 - c) PTO Form 1449
- 6) April 20, 1998
 - a) Stamped Filing Receipt
 - b) Transmittal Form
 - c) Preliminary Amendment
- 7) October 31, 1997
 - a) Stamped Filing Receipt
 - b) Preliminary Amendment
 - c) Disclosure Statement
- 8) May 19, 1997
 - a) Stamped Filing Receipt
 - b) Disclosure Statement
- 9) February 11, 1997
 - a) Patent Application
 - i) Stamped Filing Receipt
 - ii) Express Mail Labor
 - iii) Check # 048981
 - iv) Transmittal
 - v) Assignment Recordation Form
 - vi) Assignment

90567U-1 - Documents Filed in Patent Office

- vii) Specification
- viii) Declaration
- ix) Figures 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11
- x) Claims
- xi) Abstract
- xii) Declaration of Small Entity Status



27 Petition
w/ Papers

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PETITION UNDER 37 CFR 1.137(b)

This is a Petition to Revive the above-captioned application under 37 CFR 1.137(b) as an unintentional abandonment.

- 1) The present application was filed on February 3, 1997.
- 2) A notice of Allowance was mailed on May 23, 2000 and indicated that claims 1 – 13, 15 – 20, 22 – 30, 32 – 80, 82 – 113, 120 – 129, 142 – 149, 142 – 154 and 159 – 164 were allowed. The Notice of Allowance further indicated that the Applicant must file formal drawings in accordance with changes required by the Notice of Draftsperson's Patent Drawing Review (attached to paper no. 6).
- 3) On August 2, 2000, Applicant filed a Change of Correspondence Address; Issue fee payment; formal drawings; and a self-addressed post card with a request that the postcard be returned with a Patent Office date stamp.
- 4) Applicant received its self addressed post card with a date stamp of August 7, 2000, a copy of which is attached as in the Appendix to this paper.

08/31/2006 MAHME1 00000051 08797188

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- 5) Since receiving the self addressed post card, Applicant received no further communication from the U.S. PTO through May of 2006.
- 6) On June 8, 2006, Applicant received a Notice of Abandonment, which cited failure to respond to a U.S. PTO Request For a Copy of Applicant's File Under 37 C.F.R. §1.251.
- 7) Applicant never received the Request For a Copy of Applicant's File Under 37 C.F.R. §1.251; the Notice of Abandonment does not indicate when the Request For a Copy of Applicant's File Under 37 C.F.R. §1.251 was mailed.
- 8) Applicant contacted the Petitions Office of the U.S. PTO and determined that the U.S. PTO still needs formal drawings to be submitted.

Applicant submits that the entire delay in filing a Response to the U.S. PTO Request For a Copy of Applicant's File Under 37 C.F.R. §1.251 until the filing of this petition was unintentional and that no terminal disclaimer is required in this case.

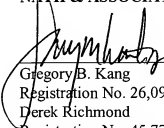
By this Petition, Applicant respectfully submits the required copy of Applicant's file. Applicant also submits formal drawings in response to the Notice of Draftsperson's Patent Drawing Review.

Please charge any fee deficiency, or credit any overpayment, in connection with this matter to Deposit Account No. 14-0112.

Respectfully submitted,
NATH & ASSOCIATES PLLC

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